

**COUNTY OF SAN LUIS OBISPO BOARD OF SUPERVISORS  
AGENDA ITEM TRANSMITTAL**

(1) DEPARTMENT Sheriff - Coroner	(2) MEETING DATE 1/29/2013	(3) CONTACT/PHONE Ian Parkinson 781-4540	
(4) SUBJECT Request to declare a firearm surplus property and transfer the weapon to the Estrella Warbirds Museum in Paso Robles.			
(5) RECOMMENDED ACTION It is recommended that your Board declare the firearm referenced below as surplus property pursuant to County Code section 2.36.30(5), so that the Sheriff may transfer the weapon to the Estrella Warbirds Museum in Paso Robles, pursuant to Penal Code section 27855.			
(6) FUNDING SOURCE(S) N/A	(7) CURRENT YEAR FINANCIAL IMPACT \$0.00	(8) ANNUAL FINANCIAL IMPACT \$0.00	(9) BUDGETED? N/A
(10) AGENDA PLACEMENT { X } Consent    { } Presentation                      { } Hearing (Time Est. _____)    { } Board Business (Time Est. _____)			
(11) EXECUTED DOCUMENTS { } Resolutions    { } Contracts    { } Ordinances    { X } N/A			
(12) OUTLINE AGREEMENT REQUISITION NUMBER (OAR)  N/A		(13) BUDGET ADJUSTMENT REQUIRED? BAR ID Number: { } 4/5th's Vote Required        { X } N/A	
(14) LOCATION MAP N/A	(15) BUSINESS IMPACT STATEMENT? No	(16) AGENDA ITEM HISTORY { X } N/A    Date: _____	
(17) ADMINISTRATIVE OFFICE REVIEW Geoff O'Quest, Administrative Analyst			
(18) SUPERVISOR DISTRICT(S) All Districts -			

# County of San Luis Obispo



TO: Board of Supervisors

FROM: Sheriff - Coroner / Ian Parkinson  
781-4540

DATE: 1/29/2013

SUBJECT: Request to declare a firearm surplus property and transfer the weapon to the Estrella Warbirds Museum in Paso Robles.

## **RECOMMENDATION**

It is recommended that your Board declare the firearm referenced below as surplus property pursuant to County Code section 2.36.30(5), so that the Sheriff may transfer the weapon to the Estrella Warbirds Museum in Paso Robles, pursuant to Penal Code section 27855.

## **DISCUSSION**

Section 27855 of the Penal Code allows an authorized law enforcement representative of a county to sell, deliver, loan or transfer a firearm to any public or private nonprofit historical society, museum, or institutional collection if the entity receiving the firearm is open to the public and the firearm, prior to its delivery, is deactivated or rendered inoperable.

For several years the Sheriff's Office has been standardizing the type of weapons in use to enhance departmental training and minimize liability to the County. The weapon listed below was confiscated for departmental use over 20 plus years ago. The weapon is semi-operational and worn, and is therefore not being used by Sheriff's personnel. (The Sheriff's Office has recently retained a newer replacement weapon by court order.)

The weapon has military, historical value, and the Estrella Warbirds Museum has requested that it be released to the museum so that it may be put on display for public interest after it is demilled (rendered non-operative) by a certified gunsmith/firearm dealer. The weapon can be made completely non-operational by a licensed firearm dealer at no cost to the County. Penal Code section 27855 expressly authorizes the transfer of this weapon to the museum under the conditions and for the purpose stated. A release of liability will be completed if the Board declares this property surplus property for its transfer to the museum.

DESCRIPTION	SERIAL #	ASSET #	ASSET TAG #
Automatic Rifle Browning 1918 7.62MM	22139	800000000028	MW000039

## **OTHER AGENCY INVOLVEMENT/IMPACT**

This item was reviewed and approved as to form and legal effect by County Counsel.

## **FINANCIAL CONSIDERATIONS**

No general fund monies are necessary in connection with the transfer of this property. The weapon will be disposed of by authorized means, with documentation of the disposal.

## **RESULTS**

Approval of this request will allow the Sheriff-Coroner to dispose of property that is no longer in service for its retention by the Estrella Warbirds Museum for a public purpose.